

PDSI/jsl



"PATENT"

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent of

ROBERT EDWARD LEE

U.S. Plant Patent No. PP15,862 P2

Issued: July 12, 2005

AZALEA PLANT NAMED 'ROBLED'

- - - - -
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

STATEMENT OF FLINT JEROME JOHNSON

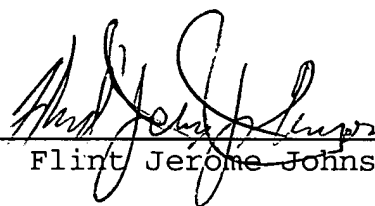
Dear Sir:

I, Flint Jerome Johnson, declare -

1. That I reside at 3790 Lakefront Drive, Mobile, Alabama 36695;
2. That I am making this Statement in support of the Petition Under 37 CFR § 1.324 To Correct Inventorship with respect to the captioned Patent, U.S. Plant Patent No. PP15,862 P2;
3. That I am being added as the inventor in the captioned Patent and that my not being previously named as the inventor in the captioned Patent occurred through error without any deceptive intent on my part;
4. That I am being added as the inventor in the captioned Patent because I was the person who discovered the new and distinct sport variety plant in the captioned

Patent and I recognized the unique characteristics thereof;

5. That I have read the captioned Patent and I believe that the Patent truly and correctly describes my invention; and
6. That I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code and that such willful, false statements may jeopardize the validity of the captioned Patent.



Flint Jerome Johnson

Date: 2-4-08

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"PATENT"

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent of

ROBERT EDWARD LEE

U.S. Plant Patent No. PP15,862 P2

Issued: July 12, 2005

AZALEA PLANT NAMED 'ROBLED'

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

STATEMENT OF ROBERT EDWARD LEE

Dear Sir:

I, Robert Edward Lee, declare -

1. That I am currently the sole named inventor in U.S.
Plant Patent No. PP15,862 P2;
2. That I am making this Statement in support of the
Petition Under 37 CFR § 1.324 To Correct Inventorship
with respect to the captioned Patent;
3. That I have no disagreement with deleting me as the
inventor of the captioned Patent and adding Flint
Jerome Johnson as the inventor in the captioned Patent;
4. That my being named as the inventor in the captioned
Patent occurred through error without any deceptive
intent on my part; and
5. That I declare that all statements made herein of my
own knowledge are true and that all statements made on
information and belief are believed to be true; and

further that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code and that such willful, false statements may jeopardize the validity of the captioned Patent.


Robert Edward Lee

Date: 2/1/2008

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"PATENT"

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent of

ROBERT EDWARD LEE

U.S. Plant Patent No. PP15,862 P2

Issued: July 12, 2005

AZALEA PLANT NAMED 'ROBLED'

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

STATEMENT OF ASSIGNEES

Dear Sir:

At the time of filing the application for the captioned Patent, Plant Development Services, Inc. had an ownership interest of 50% of U.S. Plant Patent No. PP15,862 P2 issued July 12, 2005 due to an assignment (50%) from the currently named inventor Robert Edward Lee. At the time of submitting the Petition Under 37 CFR § 1.324 To Correct Inventorship of the captioned Patent, Plant Development Services, Inc. and Robert Edward Lee each have a 50% ownership interest of U.S. Plant Patent No. PP15,862 P2 issued July 12, 2005 due to an assignment from inventor Flint Jerome Johnson. The ownership of the captioned Patent is shown in the concurrently submitted Statement Under 37 CFR § 3.73(b).

This statement is being made in support of the
Petition Under 37 CFR § 1.324 To Correct Inventorship of the
captioned Patent.

Plant Development Services, Inc., through the
below named authorized representative, and Robert Edward Lee
agree to changing the inventorship of the captioned Patent
from Robert Edward Lee to Flint Jerome Johnson.

PLANT DEVELOPMENT SERVICES, INC.

By: 

Name: Gregory L. Smith, Jr.
Title: President

Date: 2/4/2008

ROBERT EDWARD LEE

By: _____

Robert Edward Lee

Date: _____

PDSI/jsl



"PATENT"

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent of

ROBERT EDWARD LEE

U.S. Plant Patent No. PP15,862 P2

Issued: July 12, 2005

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Petition Under 37 CFR § 1.324 To Correct Inventorship of the
captioned Patent.

Plant Development Services, Inc., through the
below named authorized representative, and Robert Edward Lee
agree to changing the inventorship of the captioned Patent
from Robert Edward Lee to Flint Jerome Johnson.

PLANT DEVELOPMENT SERVICES, INC.

By: _____
Name: Gregory L. Smith, Jr.
Title: President

Date: _____

ROBERT EDWARD LEE

By: Robert Edward Lee
Robert Edward Lee

Date: 2/1/2008

STATEMENT UNDER 37 CFR 3.73(b)

Patent Owner: Robert Edward Lee and Plant Development Services, Inc.Patent No.: PP15,862 P2Issue Date: July 12, 2005Entitled: Azalea Plant Named 'Robled'Robert Edward Lee and Plant Development Services, Inc., a corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

state that they are:

1. ☐ the assignee of the entire right, title, and interest; or2. ☒ the assignees of the entire right, title and interest.The extent (by percentage) of each ownership interest is 50 %

in the patent identified above by virtue of either:

A. ☐ An assignment from the inventor(s) of the patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

B. ☒ A chain of title from the inventor(s), of the patent identified above, to the current assignees as follows:1. From: Robert Edward Lee (50%) To: Plant Development Services, Inc.The document was recorded in the United States Patent and Trademark Office at Reel 015095, Frame 0134, or for which a copy thereof is attached.2. From: Flint Jerome Johnson (100%) To: Plant Development Services, Inc. and Robert Edward LeeThe document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

3. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.☒ As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.**[NOTE:** A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignees.



Signature

Gregory L. Smith, Jr.

Printed or Typed Name

President

Title

Date 2/4/2008_____
Signature

Robert Edward Lee

Printed or Typed Name

Date _____

A S S I G N M E N T

WHEREAS, I, FLINT JEROME JOHNSON, a citizen of the United States, residing at 3790 Lakefront Drive, Mobile, Alabama 36695, am the inventor of the plant disclosed and claimed in U.S. Plant Patent No. PP15,862 P2, issued July 12, 2005, and entitled "AZALEA PLANT NAMED 'ROBLED'"; and

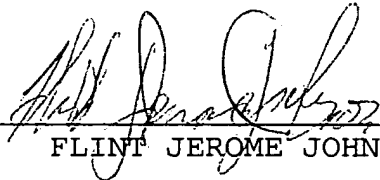
WHEREAS, PLANT DEVELOPMENT SERVICES, INC., a corporation organized under the laws of Alabama and having a place of business at 17325 County Road 68, Loxley, Alabama 36551, and ROBERT EDWARD LEE, a citizen of the United States, residing at 52063 Ridge Crest Drive, Independence, Louisiana 70443, desire to acquire the entire right, title and interest in and to said U.S. Plant Patent No. PP15,862 P2 as 50% owners thereof.

NOW, THEREFORE, for One Dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, I, FLINT JEROME JOHNSON, do hereby sell, assign, transfer, and set over unto PLANT DEVELOPMENT SERVICES, INC. and ROBERT EDWARD LEE, their legal representatives, successors, and assigns, 50% to each of them of the entire right, title and interest in and to U.S. Plant Patent No. PP15,862 P2 as the same would have been held by me had this assignment not been made, including any and all rights of action based thereon, including the right to sue and recover for past, present or future infringement.

UPON SAID CONSIDERATION, I do hereby agree with the said assignees that I will not execute any writing or do any act whatsoever conflicting with these presents, and that I will, at any time upon request, without further or additional consideration, but at the expense of the said assignees, execute such additional assignments and other writings and do such additional acts as said assignees may deem necessary or desirable to perfect the assignees'

enjoyment of this grant, and render all necessary assistance in making application for and obtaining original, divisional, continuation, continuation-in-part, reissue or reexamination Letters Patent of the United States on said inventions, and in enforcing any rights or choses in action accruing as a result of such applications or patents, by giving testimony in any proceedings or transactions involving such applications or patents, and by executing preliminary statements and other affidavits, it being understood that the foregoing covenant and agreement shall bind, and inure to the benefit of, the assigns and legal representatives of assignor and assignees.

Date: 2-4-08


FLINT JEROME JOHNSON

STATEMENT UNDER 37 CFR 3.73(b)Patent Owner: Robert Edward Lee and Plant Development Services, Inc.Patent No.: PP15,862 P2Issue Date: July 12, 2005Entitled: Azalea Plant Named 'Robled'Robert Edward Lee and Plant Development Services, Inc., a corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

state that they are:

1. ☐ the assignee of the entire right, title, and interest; or2. ☒ the assignees of the entire right, title and interest.The extent (by percentage) of each ownership interest is 50 %

in the patent identified above by virtue of either:

A. ☐ An assignment from the inventor(s) of the patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

B. ☒ A chain of title from the inventor(s), of the patent identified above, to the current assignees as follows:1. From: Robert Edward Lee (50%) To: Plant Development Services, Inc.The document was recorded in the United States Patent and Trademark Office at Reel 015095, Frame 0134, or for which a copy thereof is attached.2. From: Flint Jerome Johnson (100%) To: Plant Development Services, Inc. and Robert Edward LeeThe document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

3. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.☒ As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.**[NOTE:** A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignees.

Signature

Gregory L. Smith, Jr.

Printed or Typed Name

President

Title

Date _____

Signature

Robert Edward Lee

Printed or Typed Name

Date 2/1/2008

A S S I G N M E N T

WHEREAS, I, FLINT JEROME JOHNSON, a citizen of the United States, residing at 3790 Lakefront Drive, Mobile, Alabama 36695, am the inventor of the plant disclosed and claimed in U.S. Plant Patent No. PP15,862 P2, issued July 12, 2005, and entitled "AZALEA PLANT NAMED 'ROBLED'"; and

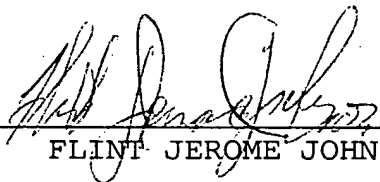
WHEREAS, PLANT DEVELOPMENT SERVICES, INC., a corporation organized under the laws of Alabama and having a place of business at 17325 County Road 68, Loxley, Alabama 36551, and ROBERT EDWARD LEE, a citizen of the United States, residing at 52063 Ridge Crest Drive, Independence, Louisiana 70443, desire to acquire the entire right, title and interest in and to said U.S. Plant Patent No. PP15,862 P2 as 50% owners thereof.

NOW, THEREFORE, for One Dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, I, FLINT JEROME JOHNSON, do hereby sell, assign, transfer, and set over unto PLANT DEVELOPMENT SERVICES, INC. and ROBERT EDWARD LEE, their legal representatives, successors, and assigns, 50% to each of them of the entire right, title and interest in and to U.S. Plant Patent No. PP15,862 P2 as the same would have been held by me had this assignment not been made, including any and all rights of action based thereon, including the right to sue and recover for past, present or future infringement.

UPON SAID CONSIDERATION, I do hereby agree with the said assignees that I will not execute any writing or do any act whatsoever conflicting with these presents, and that I will, at any time upon request, without further or additional consideration, but at the expense of the said assignees, execute such additional assignments and other writings and do such additional acts as said assignees may deem necessary or desirable to perfect the assignees'

enjoyment of this grant, and render all necessary assistance in making application for and obtaining original, divisional, continuation, continuation-in-part, reissue or reexamination Letters Patent of the United States on said inventions, and in enforcing any rights or choses in action accruing as a result of such applications or patents, by giving testimony in any proceedings or transactions involving such applications or patents, and by executing preliminary statements and other affidavits, it being understood that the foregoing covenant and agreement shall bind, and inure to the benefit of, the assigns and legal representatives of assignor and assignees.

Date: 2-4-08


FLINT JEROME JOHNSON